



Atty. Docket No.: 4231/2055Q PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                 |  |                 |                  |
|-----------------|--|-----------------|------------------|
| Application of: | Choong-Chin Liew   | Examiner:       | Not Yet Assigned |
| Serial No.:     | 10/816,357   |                 |                  |
| Filed:          | April 1, 2004  | Group Art Unit: | 1645             |
| Entitled:       | A Method for the Detection of<br>Asthma Related Gene Transcripts in<br>Blood | Conf. No.:      | 1187             |

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8a**

I hereby certify that this correspondence (and any paper or fee referred to as being enclosed) is being deposited with the United States Post Office as First Class Mail on the date indicated below in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Kathleen Williams

Name of Person Mailing Paper

Signature of Person Mailing Paper

**Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NON-PROVISIONAL APPLICATION**

Sir:

This is filed in response to the Notice to File Missing Parts of Non-Provisional Application mailed June 30, 2004.

1. The Notice states that the Declaration is missing.

An executed Declaration/Power of Attorney is enclosed as well as a List of Practitioners Named in Power of Attorney to be Recognized by the U.S. Patent and Trademark Office.

2. The Notice states that the \$65.00 surcharge for late filing fee for declaration is missing.

The Commissioner for Patents is hereby authorized to charge Deposit Account Number 16-0085, Reference Number 4231/2055Q for the \$65.00 surcharge for late filing fee for the declaration.

3. The Notice states that the content of the computer readable form of the Sequence Listing does not comply with the requirements of 37 CFR 1.822 and/or 1.823; and a Statement that the content of the Sequence Listing information recorded in computer readable form is identical to the written Sequence Listing and where applicable, includes no new matter as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

A Statement Under 37 C.F.R. sec. 1.821(f) and (f) is enclosed; a paper copy of the Sequence Listing is enclosed; and, a computer readable form of the Sequence Listing is enclosed.

4. The Notice states a copy of the Notice to File Missing Parts of Non-Provisional Application must be submitted with the response.

The Part 2 – Copy of the Notice to File Missing Parts of Non-provisional Application is enclosed.

Respectfully submitted,

Date:

10/19/04

  
Name: Name: Kathleen Williams

Registration No.: 34,380

Customer No.: 29933

Palmer & Dodge LLP

111 Huntington Avenue

Boston, MA 02199-7613

Tel: 617-239-0100



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Kathleen Williams

Name of Person Mailing Paper

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

Enclosed for filing in the above-identified patent application, please find the following documents:

1. Response to Notice to File Missing Parts mailed June 30, 2004;
2. Copy of Notice to File Missing Parts- Part 2;
3. Petition for two months Extension of Time;
4. Executed Declaration and Power of Attorney;
5. List of Practitioners Named in Power of Attorney to be Recognized by the U.S. Patent and Trademark Office; and
6. Statement Under 37 C.F.R. sec. 1.821(f) and (g);
7. Paper Copy of Sequence Listing;
9. Computer Readable copy of Sequence Listing;
10. Part 2 – Copy of Notice to File Missing Parts of Non Provisional Application; and
11. Return Post Card.

Date: 10/19/04

Respectfully submitted,

Name: Kathleen Williams

Registration No.: 34,380

Customer No.: 29933

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Boston, MA 02199-7613

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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www.uspto.gov

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Seq

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/816,357         | 04/01/2004             | Choong-Chin Liew      | 4231/2055Q             |

CONFIRMATION NO. 1187

29933  
PALMER & DODGE, LLP  
KATHLEEN M. WILLIAMS  
111 HUNTINGTON AVENUE  
BOSTON, MA 02199

# FORMALITIES LETTER



\*OC000000013112404\*

Date Mailed: 06/30/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/22/2004 RMEBRAHT 00000101 160085 10816357

FILED UNDER 37 CFR 1.53(b)

01 FC:2051 65.00 DA

*Filing Date Granted*

### Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE